

REMARKS

These remarks are directed to the office action mailed May 29, 2009 setting a one month shortened statutory period for response set to expire on June 29, 2009.

Claims 11-20 have been withdrawn but are retained in the application pending the filing of one or more suitable divisional applications to prosecute the withdrawn claims. Claims 1-10 have been provisionally elected **with traverse** and are now pending in this application.

Applicant respectfully submits that Group II, consisting of claims 11-15, relates to a composition that is directly obtained by the method as disclosed in claims 1-10 of Group I, and thus should be included in a single application.

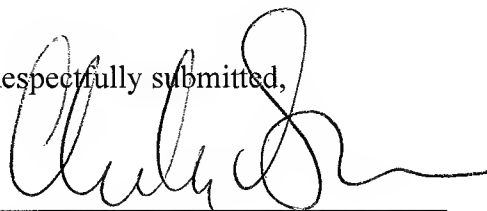
Furthermore, Applicant submits that the composition of Group II is not obvious in view of Weinbach et al. (US Patent App. Pub. No. 2005/0196443). Weinbach et al. teaches the formation of polylysine and protamine, both of which are isolated proteins. Moreover, polylysine is **synthetic**. Weinbach et al. does not teach or suggest a peptide **mixture** obtained by the non-obvious **hydrolysis of ordinary proteins**.

Conclusion

Should matters remain which the Examiner believes could be resolved in a telephone interview, the Examiner is requested to telephone the Applicant's undersigned attorney at the phone number below.

The Director is authorized to charge any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to **Deposit Account Number 50-2638**. Please ensure that Attorney Docket Number 072998-014000 is referred to when charging any payments or credits for this case.

Respectfully submitted,



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